App. F. IX-4

File No. 235-50

19~~50~~54

(CB)

Serial Nos. /

Previous References.

Comb. 103-47-8.
CHS. 195-48-1.

Later References.

CB. 235-50-5.
CHS ~~GE~~. 28-52-1

GENERAL AND REVENUE SECRETARIAT

Serial Nos. One

Part B for October 1950

SUBJECT

Confirmation of officers in the Cadre of District Judges

Notification No. 9730/CB. 235-50-1 dt 6 Oct 50

To The Controller, Govt Gazette

Notifies the -

App. F. IX-4

File No. 235-50

Serial Nos. /

Previous References.

Comb. 103-47-8,11
CTS. 195-48-1+9

Later References.

CB. 235-50-5.
CTS GE. 28-52-1

19~~50~~54
(CB)

GENERAL AND REVENUE SECRETARIAT

Serial Nos. One

Part B for October 1950

SUBJECT

Confirmation of officiating in the Cadre of District Judge

. Notification No. 9730/CB. 235-50-1 dt 6 Oct 50

. To The Comptroller, Nyasaland

Notifies the -

Promotions of District Judges

General and Revenue Secretariat | File No. 2461 of 1949 CB | [App. F. III—2

Serial No.

Letter No. ROC 5207/49-5 dt 9-12-1949 from the Registrar, University of Mysore — forwarding proposals for promotions in the cadre of District Judges.

1) In the first instance if approved, the availability of vacancies and the admissibility of promotions must be got certified by forwarding the file unofficially to the Comptroller.

Law Secy) 2) dsmR 8/12/49

3) 1884 12/12/1 dsmR 12/12/49

U.O. No. 34/CB dt 14/12/49

4) Forwarded with compliments to the Comptroller to get for favour of verification and return.

dsm. Ramakrishnaiya for Secretary to Govt. Law Dept. 12/12/49

U.O.No.407/G.A.D. Dated 22-12-1949.

5) Returned with compliments, duly verified. The promotions proposed are admissible.

For COMPTROLLER.

GOVT. OF MADRAS — 8 DEC 1949

GENERAL & REVENUE SECRETARIAT — 12 Dec 1949 — CONFIDENTIAL BRANCH

COMPTROLLER'S OFFICE — U. O. No. 476/SP — Dt. 14-12-49 — G.A.D. — SIGNATURE — Sri Venkatesh

G. A. D. SN. — U. O. No. 72 — RECEIVED ON — Date 15/12/49

GOVT. OF MADRAS — 23 DEC 1949

GENERAL & REVENUE SECRETARIAT — 23 Dec 1949 — CONFIDENTIAL BRANCH

NOTE—Contn. Sheet

WD 4509—GPM—1,000—28-10-40.

Promotions in the cadre of district judges

General and Revenue Secretariat | File No. ____ of 195 | [App. F. III—2

Serial No.

6) The present ranking of the district judges is as follows

1st class (1) V. Kandaswamy Pillai — Permanent — 1-1-49 (from 4-4-49)
2) T.N. Mallappa — Permanent — 1-1-49
3) K. Lingiah Gowder — acting — 1-1-49
4) B.S. Patteswami — acting — 1-1-49
2nd class 5. S. Kanakadrabharay — acting — 1-1-49
6 B.R. Ramalingiah — -do- — 1-1-49
3rd class 7. J. Rudrappa — S.T. — 1-1-49
8. V.R. Jaya Rao — S.T. — 1-1-49
9 G. Abdul Nabi — Ag. — 16-12-48
10. K. Thimmaraya Setti — Ag — 16-12-48
11. S. Ganapathi Sundari — Ag 20-1-49

7) Consequent on the retirement of Sri V. Kandaswami Pillai from 4-4-49 and confirmation of Sri TN. Mallappa as High Court Judge from 13-11-49 the changes, as in the PWD have been proposed by the High Court.

8) These have been promotions proposed verified by the Comptroller. The proposals are subs for orders in the confidential reports of the officers. This will be a council matter.

CK 23/1/50

9) The Confirmations and Changes in tenure proposed by the

NOTE—Contn. Sheet.

WD 4509—GBPM—1,000—28-10-40.

promotion in the cadre of District Judges

File No. 2461/GB of 195 . | General and Revenue Secretariat

Serial

High Court are admissible and have been verified by the Audit Office - vide para 5.

10) The proposals re: Confirmations require financial concurrence in view of the instructions of Govt. issued through the Fl. Secty. that, pending orders on the Economy Officers Reports, Confirmations may be held over.

11) This is Council matter.

12) The recommendation in regard to Sri Ganapati Sundaram referred to in the High Courts letter is being examined separately.

13) The availability of the 1. St. vacancies and the admissibility 24. of the promotions have been verified by the Audit office.

14) The confirmation and promotion of officers in the cadre of Dt. Judges now proposed are in the order of seniority and they may perhaps be approved with the concurrence of the Fin. Deptt. Some of the officers now proposed to be confirmed are due to retire. ~~The age of superannuation~~ have a little short service before them to attain

Serial No.

the age of superannuation. In case their confirmation which is now due, is put off, there are chances of their pension being affected. Their confirmation thus, therefore, to be given effect to.

(5) This is a Council matter. orders are solicited if it is to be disposed of by circulation or considered at a meeting of Council.

Chief Secy) Secy R 25/1/50

23/12/CB

16) The matter referred to at para 12, may also be taken up & settled along with the rest, now.

25/1 Secy R 25/1/50

17) The file relating to the representation of Sri Ganapathi Sundaram is linked herewith. This will be put up after a reply is received from the High Court

CKS 15/2/50

Yes Secy R 15/2/50

15.3.50. 18) Consequent on the proposed confirmation of Sri N. R. Jaya Rao as Dt Judge III class with effect

Serial No.

from 13-11-49, Hyde a SPT vacancy has been released from that date. The High Court of Law recommended that Sri Ganapathi Sundaram may be SPT district judge III class. with effect from that date (Vide orders linked file) & vide forwarded to the recommendation made by the High Court, if sanctioned, will not in any way affect the promotions now proposed, it is for orders whether this may not be pursued further - without waiting for the disposal of the linked file

& No 4232/CB

CKO 28/3

19) In view of the orders at para 16, orders on the case of Sri Ganapati Sundaram dealt with in the linked file (D. No. 4232/CB) may perhaps be awaited. The confirmations and promotions proposed could still take effect from the dates proposed by the High Court - so long as they are admissible and are sanctioned by Govt. accordingly.

A

Sent to Comptroller on 10/4/50

Ch: Mr. office No 337 D. 11/4/50

20) A may be approved.

Law Secy. 29.3.50.

21) 1884 5/4/50 10/4/50.

Chief Minister 22) Rele 15/4/50 11.4.50. 1884 17/4

WD 06820—GPB—25,000—26-7-49

WD 06071—GPB—25,000—20-6-49

Serial No.

23) The availability of the vacancies in the cadre of Dt Judges and the admissibility of the promotions proposed against them, have been verified by the Audit office as it is certified that the promotions proposed are admissible. (Vide para 5 of the notes). The question of changing the tenure of appointment of Sri Ganapatai Sundaram as Dt Judge from "Ag." to "S.P.J." has been verified by the Audit office in the linked file (Vide No. 4232/CS) and the admissibility of the arrangements has been certified.

24) The following confirmations and promotions may be ordered:-

	Name of officer	From	To.	Remarks.
(1) Sri	K. C. Luigiah Gowder	Dt Judge I class Ag.	Dt. Judge I class permanent	From 4-4-49 Vice Sri Kandaswamy Pillai retired.
(2) "	B. S. Puttaswamy	Dt Judge I class Ag.	Dt. Judge I class permanent	From 13-11-49 Vice Justice T. N. Kallappa confirmed as Dt. J.
(3) "	S. Ramakaramaraj	Dt Judge II class Ag.	Dt Judge I class Permanent	From 4-4-49 Vice No. (1)
(4) "	B. R. Ramaluigiah	— do —	— do —	From 13-11-49 Vice No. (2)
(5) "	J. Rudrappa	Dt. Judge III class S.P.T.	Dt. Judge III class permanent	From 4-4-49 Vice No. (3)
(6) "	N. R. Jaya Rao	— do —	— do —	From 13-11-49 Vice No. (4)
(7) Janab	C. Abdul Nabi	Dt Judge III class Ag.	Dt. Judge III class S.P.T.	From 4-4-49 Vice No. (5)

NOTE—Contn. Sheet

Serial No.

(8) Sri S. Ganapathi Sundaram Dt Judge III class Dt Judge From 13-11-49
Ag III class S.P.J. Vice no. (6)

25) Sri K. R. Thirumaraya Setti is Senior to Sri Ganapathi Sundaram. He will attain the age of superannuation on 20-11-1952. In case the tenure of this appointment as Dt Judge is not changed from "Ag" to "S.P.J" this pension is likely would be be affected thereby. In para 3 of this letter dated 24-11-49, suggesting the promotion of Sri Ganapathi Sundaram as Dt Judge III class S.P.J. overlooking the claims of Sri Thirumaraya Setty, the Registrar, High Court, has stated that "this will also be an indication to Sri Thirumaraya Setty regarding his conduct in presiding over the meeting convened by the R.S.S on which his explanation was recently called for by the Govt" In para 10 of the notes in the above file, the Law Secy has noted that there is no Serious report against this officer meriting this supersession. He presided over a meeting convened in connection with the pooja of Ganapathi installed in Gandhi Park, Shimoga Town, and the impropriety of this action has been pointed out. This remissness does not appear to be a justification for supersession".

26) On subsequent verification it has been found that Hon Sri Thirumaraya Setti may also be made S.P.J. Dt Judge from

Serial No.

from 4-4-49 to 25-4-~~49~~ 50 vice Janab C. Abdul Rahi, Dt Judge and as Secy of the Mysore Legislature and thereafter against the post of Second Addl. Dt Judge, Bangalore. Sri V. Venugopala (Naidu) who is junior to Sri Ganapathi Sundaram who is at present against the said post may continue to act from 26-4-50. vice Sri Ganapathi Sundaram on leave preparatory to retirement from service.

27) In the confl. Report for the year 1949-50 of Sri Thimmaraya Setti, the Chief Justice has recorded the following remarks :—

"He involved himself in the R.S.S. meetings and is somewhat hasty. His work needs improvement and is being watched".

28) In view of the note of the Law Secy in the matter referred to above and in consideration of the fact that a vacancy was available against ~~which~~ which the could be made S.P.J. Dt Judge, Sri Thimmaraya Setti may also be made Dt Judge S.P.J. from 4-4-49 against the vacancies pointed out by the Audit office.

29) As regards the Counting of the emoluments drawn by Sri Ganapathi Sundaram as S.P.J. Dt Judge, for pension, the A.G. will be informed that the lien of Sri J. Rudrappa as Dt Judge, is suspended from 13-11-49 and that Sri Rudrappa may Count this Service as Registrar for pension as no other officer had

NOTE—Contn. Sheet

any hen on that appointment.

30) The confl. Reports of the officers are put up for perusal.

31) The proposal requires financial Concurrence and is a schedule matter.

Law Secy) Kmk
+ 5/8/50
Chief Secy)

CHIEF SECRETARY 4281 9 AUG 19 GOVT. OF MYS

32) Since it is stated that it does not affect any officer the proposal may be approved.

1884
8/8
kmk
8/8/50.

33) The proposals may go through. There is one fact however, viz., whether in view of the H.C's intention to show the learned Govt. counsel in re. to Sri K. Thimmaya's letter, and in view of the fact that there is no objection, purely from the Audit point of view, to make him also S/p.d., the H.C. shd. not be addressed again.

Chief Secy. 11/8
Hon Finl Secy 9/8.
W/s kmk
9.8.50.

GENERAL & REVENUE SECTT. U.O. NO. FL. 4774 10 AUG 1950 FINANCIAL SE

C... of the Chief ... No. 3351. Date of Receipt 11.8.50

34) 10/8/50.
kmk
10/8/50

35) A. may the H.C. may be addressed again.

Kla 10/8 11/8. 14/8
kmk
14/8/50

CHIEF SECRETARY 2849 14 AUG 1950 GOVT. OF MYSORE.

(161)

Promotions in the Cadre of Dt. Judges

[App. F. III–2

General and Revenue Secretariat	File No.	of 195 .	2461/CB

Serial No.

~~If approved the file may be referred upto~~ to the Regr. High Court of Mysore, Blre.

36) Subd with a draft letter to the Regr High Court of Mysore, Blre. for approval

Law Secy) 16/8/50

16.8.50

37) Sd/- 17-8-50

38) 21/8/50

39) Issue today Sd/- 2.9.50

17 AUG 1950

GENERAL & REVENUE SECRETARIAT
2 SEP 1950
CONFIDENTIAL BRANCH.

No 8567/CB. Dt 4-9-50 to the Registrar, High Court of Mysore re promotions of Sri K. A. Srinivasa Murthy

Letter No RO C507/49-50 dt 6-9-50 from the Registrar High Court stating that High Court has no objection to the proposal

40) Subd with ref. to orders at para 35 of the notes.

CKP 6/9/50

41) The subject relating to the promotion of certain officers in the cadre of Dt. Judges in the existing vacancies have been included in agenda for the Council meeting for Tomorrow.

6.9.50

Sd/- 6/9/50

Law Secy

Chief Secy 6/9/50

43 [illegible]

NOTE—Contn. Sheet

Promotions & confirmations in the

File No. Cadre of District Judges

General and Revenue Secretariat

Serial No. 2

44 A draft order for consideration of the Council is placed below. (Chief Secy)

CKD 6/9/50

Dr 6/9/50

L. 9. 50.

KMR 6/9/50

2433
C-B.

C. 280/50 S1.

Extract from the Proceedings of the 69th *Meeting of the Council of Ministers held at Bangalore on* 7th September 1950.

SUBJECT:-

45) Promotions and confirmations of Officers in the cadre of District Judges.

OPINION OF THE COUNCIL.

Approved.

(Sd) K. CHENGALARAYA REDDY
Chief Minister.

Law Secy. w/cs.

4615
5/9/50
Secret
11.9.50.

4711 1884
13/9/50
Budget plan
Secret
13/9/50

"EXTRACT"

Chief Secretary to Government.

DRAFT ORDER:

Council approves of the following confirmations and promotions of Officers in the cadre of District Judges:-

Name of Officer.	From	To	Remarks:
(1) Sri K.C.Lingiah Gowder.	District Judge ~~xxxxx~~. First Class Acting.	District Judge, First Class, Permanent.	from 4/4/49, vice Sri Kandaswamy Pillai retired.
(2) Sri B.S.Puttaswamy.	District Judge, First Class Acting.	-do-	from 13/11/49 vice Justice Sri T. N.Mallappa confirmed as High Court Judge.
(3) Sri S.Kanakaratnaraj.	District Judge, Second Class Acting.	District Judge, Second Class Permanent.	From 4/4/49 vice Sl.No.(1)
(4) Sri B.R.Ramalingiah.	-do-	-do-	from 13/11/49 vice Sl.No.(2).
(5) Sri J.Rudrappa.	District Judge, Third Class S.P.T.	District Judge, Third Class Permanent.	from 4/4/49 vice Sl.No.(3)
(6) Sri N.R.Jaya Rao.	-do-	-do-	from 13/11/49 vice Sl.No.(4)
(7) Janab C.Abdul Nabi.	District Judge, III Class Acting.	District Judge III Class S.P.T.	from 4/4/49 vice No.(5)
(8) Sri K.R.Thimmaraya Setty.	District Judge III Class Acting.	District Judge III Class S.P.T.	from 4/4/49 to 25/4/50 vice Janab Abdul Nabi, O.C.D.as Secretary, Mysore Legislature, and from 26/4/50 against the post of Second Additional Dist. Judge.
(9) Sri S.Ganapathi Sundaram.	District Judge III Class Acting.	District Judge III Class S.P.T.	Vice Sl.No.6, from 13/11/1949.

Approved in Council.

Rea. 7/9/50

6.9.50.

C·280/50-51.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

54)
Promotion and confirmation in the cadre of District Judges.

253

Order.

RN.
26/9/'50.

Chief Secy)

KCL.
30/9/50.

3/10.
xxx
xxxx
7/10/50

C. B.

Submitted to His Highness.

Flags 'A' and 'F'

In November 1949, the High Court made proposals, as noted below for the confirmation and promotion of Officers in the cadres of District Judges:-

Name of Officer.	From	To	Remarks.
1. Sri K.C. Lingiah Gowder	Dist. Judge, I Class, Acting	Dist. Judge Ist Class Permanent	From 4-4-1949, vice Sri Kandaswamy Pillai, retired.
2. Sri B.S. Puttaswamy	Dist. Judge, Ist Class, Acting.	Dist. Judge Ist Class, Permanent	From 13-11-1949 vice Sri Justice T.N. Mallappa confirmed as High Court Judge
3. Sri S. Kanakaratnaraj	Dist. Judge, II Class, Acting.	Dist. Judge, II Class, Permanent.	From 4-4-1949 Vice No.1.
4. Sri B.R. Ramalingiah	-do-	-do-	From 13-11-1949 vice No.2.
5. Sri J. Rudrappa	Dist. Judge, III Class, S.P.T.	Dist. Judge III Class, Permanent.	From 4-4-1949 vice No.3
6. Sri N.R. Jaya Rao	-do-	-do-	From 13-11-1949 vice No.4
7. Janab C. Abdul Nabi	Dist. Judge, III Class, Acting	Dist. Judge, III Class, S.P.T.	From 4-4-1949 vice No.5
8. Sri S. Ganapathi sundaram.	Dist. Judge, III Class, Acting.	Dist. Judge, III Class, S.P.T.	From 13-11-1949 vice No.6

Flags 'S & T'

While making these proposals, the High Court took into consideration the representation of Sri Ganapathi Sundaram for making him S.P.T. in the cadre of District Judges. This recommendation involved the supersession of Sri K.R. Thimmaraya Setty who is senior to Sri Ganapathi Sundaram. The High Court wanted this supersession to be an indication of the displeasure of Government in connection with his conduct in presiding over a Meeting of the R.S.S. But the Officer's explanation was called for in the matter. It was found that he presided over a Meeting convened in connection with the pooja of Ganapathi installed in the Gandhi Park, Shimoga Town, and the impropriety of the action was pointed out to him. Therefore this remissness does not appear to be a sufficient justification for supersession.

'K'

H.E.D

On subsequent verification, it has been found that Sri Thimmaraya Setty may also be made S.P.T. District Judge, from 4-4-1949 to 25-4-1950 vice Janab Abdul Nabi, District Judge, O.O.D. as Secretary, Mysore Legislature and thereafter against the post of Second Additional District Judge, Bangalore, sanctioned in June 1949. Thereby, the question of superseding Sri Thimmaraya Setty does not appear to be necessary and the High Court who were consulted again, have no objection to the promotion of Sri K.R. Thimmaraya Setty, on an S.P.T. basis.

The following confirmation and promotion of Officers in the cadre of District Judges were approved at a Meeting of the Council of Ministers held on 7th September 1950:-

Name of Officer.	From	To	Remarks.
1. Sri K.C. Lingiah Gowder	District Judge, First Class Acting.	Dist. Judge, First Class Permanent.	From 4-4-1949 vice Sri Kandaswamy Pillai, retired.
2. Sri B.S. Puttaswamy.	Dist. Judge First Class, Acting.	-do-	From 13-11-1949 vice Justice Sri T.N. Mallappa confirmed as High Court Judge.
3. Sri S. Kanakaratnaraj	Dist. Judge, Second Class Acting	Dist. Judge, Second Class, Permanent.	From 4-4-1949 vice. Sl.No.1
4. Sri B.R. Ramalingaiah	-do-	-do-	From 13-11-1949 vice Sl. No.2
5. Sri J. Rudrappa	Dist. Judge, III Class S.P.T.	Dist. Judge, III Class, Permanent.	From 4-4-1949 vice Sl. No.3.
6. Sri N.R. Jaya Rao	-do-	-do-	From 13-11-1949 vice Sl. No. 4.
7. Janab C. Abdul Nabi.	Dist. Judge, III Class, Acting	Dist. Judge, III Class, S.P.T.	From 4-4-1949 vice Sl.No.5
8. Sri K.R. Thimmaraya Setty	Dist. Judge, III Class Acting	Dist. Judge, III Class S.P.T.	From 4-4-1949 to 25-4-50 vice Janab Abdul Nabi, OOD as Secretary, Mysore Legislature & from 26-4-50 against the post of Second Additional Dist.Judge.
9. Sri S. Ganapathi sundaram	Dist. Judge, III Class ~~Ex.P.S.T.~~ Acting	Dist. Judge, III Class, S.P.T.	Vice Sl. No. 6 from 13-11-1949.

I solicit the gracious approval of His Highness to the resolution of the Council.

M. C. Dasappa.

MINISTER FOR FINANCE
AND INDUSTRIES,
In charge of current duties of the
Chief Minister.

Bangalore,
20-9-1950.
21

Serial No.

CB.

Draft Notification is put up for approval.

CKP 4/x/50

Law Secy)

KmR 4/10/50

Draft

HY 5/10

KmR 5/10/50

H. 10.50.

Signed copies of the Notification no. 9730/CB.235-50-I dated 6th October 1950 are placed below.

Asst. Secy. Finance w/c

KmR 7.10.50.

Rep 9/10

K comno 3370/10-10-50 draft and fair put up

9/10.

KS 10/10

Law 10/x/50

13-10

Notification No 9732/CB of 6-x-1950

Issued and sent to Council section for note & return

CKP 27/x/50

NOTED AND RETURNED

C.B.)

27.10.50.

27.10.50.

GENERAL & REVENUE SECRETARIAT
Council Section
27 OCT 1950
CONFIDENTIAL BRANCH

NOTE—Contd. Sheet.

Serial No.

Letter No ROC 431 49-50 dt 24-11-49 and 25-11-49 from the Registrar, High Court of Mysore forwarding the representation of Sri Ganapathi Sundaram for a letter to earn higher pension.

1) After retirement of the 6th M Station, Secretary Sri Ganapathi Sundaram, who was First class Magistrate, 1st Station Bangalore was absorbed in to the regular judicial cadre of the Mysore Govt service as Subordinate judge and in G.O.N.O 6566-67 65/120-48-1 and his rank was fixed between Sri K.R. Thimmaiya Setti and Venugopala Mudaliar. Sri K.R. Thimmaiya Setti and Sri Ganapathi Sundaram are also acting as Dt judges III class from 16-12-48 and Sri Ganapathi Sundaram and 20-1-1949 respectively.

2) The representation of Sri Ganapathi Sundaram is that he should go above the above Sri Jaya Rao in the cadre.

4509—GBPM—1,000—28-10-40.

Representation of Ganapathi Sundaram

File No. 2313/CB for other tenure of pension — General and Revenue Secretariat

Serial

district judge & and given a S.P. tenure.

3) In recommendation of the High Court, ~~[illegible]~~ is to bear, ~~[illegible]~~ to please give S.P. tenure to Sri Ganapathi Sundaram from 26-1-49, without prejudice to the interests of those placed above him. This point will be got confirmed by reference to the Comptroller. Incidentally it will be requested to report on the admissibility of the arrangement proposed by the High Court & submit for orders.

CKP 28/1/50 4) If approved, this may be sent, unofficially, to the Comptroller to Govt. 1) to verify the admissibility of the arrangement proposed 2) to confirm that the proposed arrangement will not prejudicially affect the interests of any of the other Officers above or below Sri Ganapati Sundaram, and 3) to furnish the figures showing the difference in the amount of pension payable to Sri Ganapati Sundaram as a result of the proposals of the High Court.

(Law Secy) 5) SIMR 25/1/50

SECRET 25/1/50

25.1.50.

Serial No.

6) The requests of Sri Ganapathi Sundaram are the following:-

(1) that his rank in the cadre of District Judges may be fixed above those of the following Officers

(a) Sri N.R. Jaya Rao,

(b) Janab C. Abdul Nabi,

(c) Sri K.R. Thimmaraya Setty,

(2) that the tenure of his appointment as District Judge may be changed from "acting" to "sub protem" so as to enable him to earn a higher pension.

7) In respect of item (1) viz., relative rank in the cadre of District Judges, the High Court have not viewed the representation of the Officer with favour. The place of Sri Ganapathisundaram was fixed below that of Sri K.R. Thimmaraya Setty in the cadre of Subordinate Judges though several of the Sub Judges (now placed below him) have been drawing a higher pay and joined the Judicial service earlier. On this basis promotions to the cadre of District Judges were ordered from time to time. Sri Ganapathisundaram desires that he should be placed above Sri N.R. Jaya Rao which proposal has not been supported by the High Court.

8) With regard to the other prayer of Sri Ganapathi Sundaram that he may be made a sub-protem District Judge, the High Court have recommended the grant of the above prayer mainly on the ground that Sri Ganapath Sundaram has a very short term of service before him

WD 4509—GBPM—1,000—28-10-40.

Representation of Sri Ganapathi Sundaram

File No. District Judge 23/3 Co of 195 . | General and Revenue Secretariat

Serial No.

and that the change in tenure will enable him to earn a slightly higher pension.

9) The above proposal involves the supercession of Sri K.R. Thimmaraya Setty who is senior to Sri Ganapathi Sundaram. It is not known whether vacancies exist in the cadre of District Judges which admit of Sub-protem arrangements and whether the grant of the prayer of the officer will in any way affect the interests of Sri Thimmaraya Setty. This information has to be obtained from the Comptroller's office. It is likely that any benefit to be derived by Sri Ganapathi Sundaram as a result of the change in tenure from "acting" to "S.P.T." may result in a loss to Sri Thimmaraya Setty.

10) There are no serious adverse reports against Sri Thimmaraya Setty meriting his supercession. He presided over a meeting convened in connection with the pooja of Ganapathi installed at Gandhi Park, Shimoga Town, and the impropriety of his action has been pointed out to him. This remissness does not appear to be a justification for supercession.

11) A concession of the nature now prayed for will create an inconvenient precedent and it will be open to junior but older officers to claim that they should be confirmed or made S.P.T. in preference to senior but younger officers on the ground that their pension could be fixed higher. Moreover this will mean an additional recurring expenditure for a number of years.

Chief Min through Fin Secy & Chief Secy 1880 14/2

smn 14/2/50

GENERAL & REVENUE SECRETARIAT * U.O. NO. FI 8623 16 FEB 1950 * FINANCIAL SECTION BANGALORE

GENERAL & REVENUE SECRETARIAT * 14 FEB 1950 * CONFIDENTIAL BRANCH

Representation of Sri Ganapathi Sundaram

[App. F. III-2

General and Revenue Secretariat | 2313 CB File No. | District of 19 Judge

Serial No.

8623/7C

12) The comptroller may be requested to furnish the information as in paragraph 4 above.

18/2/50.

1889 18/2/50. 18/2/50.

GENERAL & REVENUE SECRETARIAT * CONFIDENTIAL BRANCH. 20 FEB 1950

U.O No. 56/CB dt 22.2.50

13) Forwarded with compliments to the comptroller Govt with ref to para 4 of remarks supra.

Sri Ramakrishnaiya

for Law Secy Dept

CKS

G. A. D. SN. U. O No. 118 RECEIVED ON Date 23/2/1950

669/6.3.50

20.2.50.

U.O.614/GAD. Dated, 4-3-1950.

14) Returned with compliments.

In the absence of information regarding the vacancy in which Sri. S.Ganapathi Sundaram is proposed to be made s.p.t., it is not possible to offer any remarks.

Hareenath

For Comptroller.

Kmn.

SECRETARIAT DEPARTMENT. 6 MAR 1950 GOVT OF MYSORE.

15) Dft appd. Dftsman to consult will be requested to make this point clear. Dft letter to High Court is subd

Issue

10/3/50

CKS

10/3/50.

10.3.50.

GENERAL & REVENUE SECRETARIAT * CONFIDENTIAL BRANCH.

Note.—Contn. Sheet.

Representation of Ganapathi Sundaram.

File No. of 19 | General and Revenue Secretariat

Serial No.

No 12038/CB 43-3-50 to the Registrar. High Court of Mysore Bangalore. Requesting him to specify the vacancy in which the appt could be made A.P.T.

Letter No ROC/431/49-50 dt 16-3-1950 from the Registrar, High Court of Mysore reporting that Sri Ganapathi Sundaram may be made S.P.T. Vice Sri Jaya Rao to be confirmed as ~~High Court~~ Dist Judge.

16) There are two permanent and one temporary post of Judges III class. Against these posts the present allocations are as follows.

(Flag V in the Diary file)

1) Sri V. Kanakaradaya. — Acting in II class.
2. Sri B. R. Ramalingiah — Acting II class
3. J. Rudrappa. — S.P.T Vice a temporary Vacancy of temporary Addl Dist Judge Mysore + 000 Rao Registrar. High Court.
C. Janab C Abdul Nabi. — Acting Vice — 1 Class Sri S. Kanakaradaya working dy dt)

17) Proposals have

WD 06820—GPB—25,000—26-7-49

Change of seniority of Sri P. Ganapathi Sundaram. Acting District Judge

Serial No.	
(Vide linked file) D No 2461	Leave been moved to confirm Sri V. Kanakaratnaraj & P R Ramalingiah as district judges II class, consequently Sri F. Rudrappa and N. R. Jaya Rao may be confirmed as district judges III class. As such there will be two sub interim vacancies, release in which, according to seniority, Sri Janab C Abdul Nabi and Sri K R Thimmaraya Setti may be confirmed as S. P. T. district judges with effect from 4th April 1949, and 13th November 1949 respectively. But recommendations the High Court is to confirm promote Sri V. Ganapathi Sundaram as S P T district Judge, with effect from 13-11-49 by placing him above Sri Thimmaraya Setti. It is for orders whether the file may be sent to Comptroller now with reference para — 14 of the Note supra. CKD 28/3. 18/4 Yes Dominy 8/4/50.

NOTE—Contn. Sheet.
WD 4509—GBPM—1,000—28-10-40.

28.3.50.

1232/CB Laying of finding of Sri 15 (16) -
File No Ganapathi Sundaram - Acting of 195
visit of judge.

General and Rev Secretariat

Serial

No. No. 4/CB Dated 10th April 1950

19) Forwarded with compliments to the Accountant General for favour of remarks on the points raised in para 4 of the notes.

Sd/- Ramakrishnayya
for Law Secy

8/4/50

28/7/50

O.O. 411/GAD. Dated, 28-7-1950.

1. Returned with compliments.

20) 2. Sri N.R.Jaya Rao is made s.p.t. District Judge vice Sri J.Rudrappa, O.O.D. as Registrar, High Court of Mysore, Bangalore. In the vacancy to be released by the confirmation of Sri N.R.Jaya Rao as District Judge with effect from 13-11-49 vice Sri T.N.Mallappa, - Sri S.Ganapathi Sundaram may be made s.p.t. from 13-11-49. The emoluments drawn by Sri Ganapathi Sundaram as s.p.t. District Judge will count for pension provided the lien of Sri J.Rudrappa as District Judge is suspended from 13-11-49. Sri Rudrappa may, however, count his - service as Registrar for pension as no other officer has any lien on that appointment.

21) Regarding the second point raised in para 4 of the Secretariat Notes, Sri K.~~R~~.~~Rama~~ Thimmaraya Setty who is senior to Sri S.Ganapathi Sundaram, may, however be made s.p.t. District Judge vice Janab C.Abdul Nabi (proposed to be made s.p.t. District Judge from 4-4-49 in Registrar's letter No. R.O.J.507/49-50 dated 2-12-49 upto 25-4-50 and thereafter against the post of 2nd additional District Judge, Bangalore sanctioned in G.O. No. 9910-11/Jts. 195-48-6 dated 22-6-49 and the District Judge (Junior to Sri Ganapathi Sundaram) who is Acting against the said post may continue to act from 26-4-50 vice Ganapathi Sundaram on leave preparatory to retirement from service.

22) The information regarding the pension admissible to Sri Ganapathi Sundaram, will be furnished separately as the information necessary to calculate his pension has not yet been furnished by the Accountant General, Madras.

Sd/- M.Venkatarao
For Accountant General, Mysore

KMM.

Submitted.

The file may be submitted to the Financial Secretary vide paragraph 12 of the notes above.

~~Necessary action in this regarding confirmation of officer is taken~~

WPD 31/7/50.

31.7.50.

C.R.D. S.N. U.O. (36) RECEIVED ON Date 11/4/50

Sri Venkatesh Rao

Early Hi

GENERAL & REVENUE SECRETARIAT 29 JUL 1950 CONFIDENTIAL BRANCH.

SECRETARIAT LAW DEPARTMENT 1206 29 JUL 1950 GO

(161) Change of Tenure of Sri Ganapathi Sundaram from Acting to S.P.T.

General and Revenue Secretariat | File No. 4232/CB. of 195 | [App. F. III—2

Serial No.

Refce. para 12.

31.7.50. There is file in Sus regarding the confirmation of certain officers in the cadre of St. Judges in which the Chief Secy has ordered that all these cases may be dealt with together. and the Connected file may please be put up.

Kmk 2/8/50.

Limits file. No. 2461/CB.

The other file referred to is herewith put up.

HPD 3/8/50. Action is being taken separately in the links file bearing No. 2461/CB.

3.8.50. (Law Secy) + (Chief Secy)

Kmk 7/8/50

NOTE—Contn. Sheet.

WD 4509—GBPM—1,000—28-10-40.

Suaga 2461 cs

R. O. C. No. 507 Dis. 49-50

1851 21/2/49 21/2/49

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore.....2nd..December..***194*** 9.

FROM

SRI J. RUDRAPPA, M.A., LL.B.,
Registrar, High Court of Mysore.

To

SRI B. S. PUTTASWAMY, B.A., B.L.,
Legal Remembrancer and
Secretary to Government,
Law Department, BANGALORE.

SIR,

I am directed to recommend the following promotions and confirmations of District Judges in the existing vacancies, namely, one by the retirement of Justice Sri V.Kandaswami Pillai, B.A., B.L., with effect from the 4th April 1949 and another by the confirmation of Justice Sri T.N.Mallappa, B.A., LL.B., as Judge of the High Court with effect from the 13th November 1949:

Sl.No.	Name of Officer.	From	To	Remarks.
1.	Sri K.C.Lingiah Gowder, M.A., LL.B.,	District Judge, First Class acting.	District Judge, First Class, permanent.	From 4th April 1949 Vice.Justi Sri V.Kandaswa Pillai, Retired.
2.	Sri B.S.Puttaswamy, B.A., B.L.,	-do-	-do-	From 13th Nov. 1949. Vice. Justic Sri T.N. Mallappa con firmed.
3.	Sri S.Kanakaratnaraj, B.A., B.L.,	District Judge, Second Class acting.	District Judge, Second Class permanent.	From 4th Apri 1949. Vice. No.(1).
4.	Sri B.R.Ramalingiah, M.A., B.L.	-do-	-do-	From 13th Nov 1949. Vice. No.(2).
5.	Sri J.Rudrappa, M.A., LL.B.,	District Judge, 3rd Class S.P.T.	District Judge, 3rd Class permanent.	From 4th Apri 1949. Vice. No.(3)
6.	Sri N.R.Jaya Rao, M.A., LL.B.,	-do-	-do-	From 13th Nov. 1949. Vice. No.(4).
7.	Janab C. Abdul Nabi, B.A., LL.B.,	District Judge, 3rd Class acting.	District Judge, 3rd Class S.P.T.	From 4th Apri 1949. Vice. No.(5).

I am to add that Sri S. Ganapathisundaram, M.A., B.L.,

District

District Judge, 3rd Class acting, has been already recommended to Government for his being made District Judge, 3rd Class S.P.T.

I am also to add that the promotions and confirmations of Subordinate Judges and acting Munsiffs will be sent to Government in due course.

Yours faithfully,

J. Rudrappa.

REGISTRAR.

GOVERNMENT OF MYSORE.

General and Revenue Secretariat,

No. 8567/GB
Genl 1

Dated Bangalore, 2nd Septr. *1950.*
45

FROM

The Chief Secretary to the Government of Mysore.
Law Department.

To

The Registrar,
High Court of Mysore, Bangalore.

SIR,

With reference to your letters No.RCC.431/49-50 dated 24th November 1949 and No.R.C.C.507/49-50 dated 2nd December 1949 recommending confirmations and promotions of District Judges in existing vacancies, I am directed to forward herewith an extract from an Un-official Note from the Accountant-General and to state that, as will be seen from it, there is no objection from a purely accounts point of view to make Sri K.R.Thimmaraya Setty also District Judge, S.F.T. and to request you kindly to intimate whether the High Court have any objection to promotions as verified by audit being given effect to.

Yours faithfully,

9/9/50

For Law Secretary to Government.

CKN

G.R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*).

Confdl

To

The Regr Stpl Court Mysre
Bangalore,

Sir,

In reference to your letters No. R.O.C. 507/49-50 dt 2/12/49 recommending confirmation promotion of Dt. Judges to existing vacancies I am directed to state that even after Sri G. Ganapathi Subramanyam is made S.P.T. Dt. Judge, Sri K. R. Thimmaraya Setty can be made S.P.T. Dt. Judge, vice Janab C. Abdul Nabi (proposed to be made Dt. Judge from 4-4-49 in your letter dt 2/11/49) up to 25-4-50 and thereafter against the post of 2nd Addl. Dt. Judge, Bijapur sanctioned vide Govt. No. 99 LC-11/ets 195-48-6 dt 22-6-49, and the Dt. Judge (junior to Sri Ganapathi Subramanyam) who is acting

P.T.O.

No. R.O.C. 431/49-50 dt 24th Nov 1949

forward herewith an extract from the H. O. Note from the A. G. (paras 20 and 21) and to state that, as will be seen from it there is no objection from a purely accounts point of view to make Sri R. R. Thimmaraya Setty also Dt. Judge. S.P.T. and to request You kindly to intimate whether the H.C. have any objection promotions as verified by audit being given effect to.

WD 06819—GPB—25,000—26-7-49

~~Gyanapatha Sundaram~~ acquires the said post may continue to act from 26-4-50 vice Sri Gyanapathi Sundaram on leave preparatory to retirement from service.

I am therefore to request whether the above proposal agreed to by the Accountant General is acceptible to High Court & whether there are any objections thereto.

Yours faithfully

1887

for Secy.

17-8-50

HRD
16/8/50

3125/CB

R. O. C. No. 507/49-50
D. Dis.

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore 5th September *194* 50

6

From

The *Registrar, High Court of Mysore.*
Bangalore.

To

The Secretary to the Government of Mysore,
Law Department,
Bangalore.

Sir,

Adverting to your letter No.8567/Cts. dated 2-9-50 forwarding an extract from an un-official Note from the Accountant-General in Mysore pointing out that there is no objection from a purely accounts point of view to make Sri K.R.Thimmaraya Setty also District Judge, S.P.T. and requesting to intimate whether the High Court has any objection to promotions of District Judges as verified by Audit being given effect to, I am directed to state that the High Court has no objection to the proposal.

Yours faithfully,

Registrar.

C.L.

No 9730/G3 235-50-1 Dt. 6.10.1950.

G. R. S. App. F. G. 3.]

GENERAL AND REVENUE SECRETARIAT.

Continuation sheet draft form.

Notification

The following promotions and confirmations consequent on the creation of offices in the cadre of District Judges are ordered, in the existing vacancies, from the dates noted against each.

Name.	From	To.	Date.
1) Sri. K. C. Lingiah Gowder M.A. LL.B.	Dt. Judge 1st class Acting	Dt. Judge 1st class Permanent	4-4-49
2) Sri B. S. Putta Swamy.	do.	do.	13-11-49
(3) Sri V. Kanakaraharaj B.A. B.L.	Dt. Judge II class 1st Gr.	Dt. Judge II class Permanent	4-4-49
(4) Sri B. R. Ramalingiah M.A., B.L.,	do.	do.	13-11-49
(5) Sri T. Rudrappa M.A. LL.B.	Dt. Judge III class SPT.	Dt. Judge III class Permant	4-4-49
(6) Sri N. R. Jaya RAO M.A, LL.B.	do.	do	13-11-49

P.T.O

WD 06072—GPB—25,000—21-6-49

				Date
(7)	Janab C. Abdul Nabi. BALLB	Ist Judge III class Dy	Ist Judge III class S.P.T	4-4-49
(8)	Sri K. R. Ramaraya Setti MALLB	do.	do.	4-4-49
(9)	Sri S. Ganapathi Sundaram	do	do	13-11-49

By order of His Highness the Maharaja of Mysore

Secretary to Govt
Law Dept.

KMR
4/10/50.

To The Compiler Mysore Gazette for publication.

Memo. 9731/Cs. Dt 6.10.1950.

Copy of the above is forwarded with compliments to the A.G. to the Govt Dept with the intimation that the promotions and confirmations are made following in the vacancies noted

G. R. S. App. F. G. 3.]

GENERAL AND REVENUE SECRETARIAT.

Continuation sheet draft form.

1) Sri K. b. Singiah Gowder is confirmed vice Sri Kandaswamy Pillai ~~[illegible]~~ who retired with effect from 4-4-49

2) Sri B.S Pattaswamy is confirmed vice justice Sri T.N. Mallappa, confirmed as Hgh Court Judge—

(3) Sri S. Kanakaraj is confirmed as as Judge II class vice sl. (1)

(4) Sri B.R. Ramalingiah is confirmed as Judge II class vice sl No (2)

(5) Sri J. Rudrappa is confirmed as Judge III class vice sl 3

(6) Sri N.K. Jaya Rao is confirmed as Judge III class vice sl 4.

(7) Janab C. Abdul Nabi is made S.P.T Judge class vice sl (5)

(8) Sri K. R. Thimmarayashetti will be S P T vice Janab Abdul Nabi for 200 Days from 4-4-49 & 25-4-49 (inclusive) and the SPT tenure is continued thereafter i.e from 26-4-50 against the first ~~[illegible]~~ second

vide para 21 on the linked file)

WD 06072—GPB—25,000—21-6-49

additional district judge
sanctioned vide GO No 9910-11
dt 195-48-6 dt 22-6-49 → The dt. judge (Junior) V.S Ganapathi Sundaram who is acting against the said post will continue to act from 26-4-50 vice Sri Ganapatia Sundaram ~~for~~ on leave preparatory to retirement from service.

(9) Sri V. Ganapathi Sundaram is made SUPTVICE NO 6.

The account of the lien of Sri V. Ganapathi Sundaram ~~of~~ Rudrappa, from 13-1-49 as dist judge III class may be suspended in order that the emoluments drawn by the said Sri V. Ganapathi Sundaram ~~in~~ account of emoluments drawn by him as dt judge III class SOTT may count for pension Sri Rudrappa will, however count his service as Registrar for High Court also for

Ref to para 20 of the Circular letter

G. R. S. App. F. G. 3.]

GENERAL AND REVENUE SECRETARIAT.

Continuation sheet draft form.

pension as no other officer has any lien on that appointment.

BSV

Law Sec'y Dept.

KmR 4/10/50

AKS

No 9732/CB. 6 10 1950.

Copy to Registrar Hyd. Court. with CL

Law Br.

H. 10. 50.

GOVERNMENT OF MYSORE.

No. 9730/C.B.235-50-1

General and Revenue Secretariat,

Dated, Bangalore, 6th October 1950.

NOTIFICATION.

The following promotions and confirmations of officers in the cadre of District Judges are ordered, in the existing vacancies from the dates noted against each:

Name.	From	To	Date.
1) Sri K.C.Lingiah Gowder, B.A.,LL.B.,	District Judge, I Class Acting	District Judge, I Class, Permanent.	4-4-1949
2) Sri B.S.Puttaswamy, B.A.,LL.B.,	-do-	-do-	13-11-1949
3) Sri B.Kanakaratnaraj, B.A.,B.L.,	District Judge, II class-Acting	District Judge, II class - Permanent	4-4-1949
4) Sri B.R.Ramalingiah, B.A.,B.L.,	-do-	-do-	13-11-1949
5) Sri J.Rudrappa, B.A.,LL.B.,	District Judge, III Class, S.P.T.	District Judge, III class Permanent.	4-4-1949.
6) Sri H.R.Jaya Rao, B.A.,LL.B.,	-do-	-do-	13-11-1949
7) Janab C.Abdul Nabi, B.A.,LL.B.,	District Judge, III class Acting	District Judge, III class S.P.T.	4-4-1949
8) Sri K.R.Thimmaraya-Setti, B.A.,LL.B.,	-do-	-do-	4-4-1949
9) Sri S.Jannapathi Sundaram, B.A.,B.L.,	-do-	-do-	13-11-1949.

By Order of His Highness the Maharaja,

Sd/ B.S. PUTTASWAMY,

Secretary to Government, Law Department.

To
The Compiler, Mysore Gazette, for publication.

(Continued)

Continuation of Government Order No.9730/C.B.235-50-1 dated 6th October 1950.

Memo No. 9731/C.B. Dated 6th Oct. 1950.

Copy of the foregoing is forwarded with compliments to the Accountant-General, Mysore, Bangalore through the Financial Department with the intimation that the promotions and confirmations are made in the following vacancies:

1) Sri K.C.Lingiah Gowder is confirmed vice Sri V. Kandaswami Pillai who retired with effect from 4-4-1949.

2) Sri B.S. Puttaswamy is confirmed vice Justice Sri T.N. Mallappa, confirmed as High Court Judge.

3) Sri S. Kanakaratnaraj is confirmed as District Judge II class vice Sl. (1)

4) Sri B.R. Ramalingiah is confirmed as District Judge II class vice Serial No. (2)

5) Sri J. Rudrappa is confirmed as District Judge III class vice Serial No. ~~xxx~~ (3)

6) Sri M.R. Jaya Rao is confirmed as District Judge III class vice Serial No. (4).

7) Janab C. Abdul Nabi is made S.P.T. District Judge III class vice Serial No. (5)

8) Sri K.R. Thimmaraya Setti will be S.P.T. vice Janab Abdul Nabi, O.S.D. as Secretary, Mysore Legislature from 4th April 1949 to 25th April 1950 (inclusive) and the S.P.T. tenure is continued thereafter i.e. from 26/4/1950 against the post of Second Additional Judge sanctioned in Government Order No.9910-11 Dts.195-49-6 dated 22-6-1949. The District Judge (Junior) S. Ganapathi Sundaram who is acting against the said post will continue to act from 26th April 1950 vice Sri Ganapathisundaram on leave preparatory to retirement from service.

9) Sri S. Ganapathi Sundaram is made S.P.T. vice Serial No. (6).

The lien of Sri J. Rudrappa from 13th November 1949 as District Judge III class may be suspended in order that the emoluments drawn by Sri S. Ganapathi Sundaram as District Judge III class S.P.T. may count for pension. Sri Rudrappa will, however count his service as Registrar for High Court for pension as no other officer has any lien on that appointment.

Sd/- M. Ramakrishnaya
Secretary to Government,
Law Department.

CKP

"CONFIDENTIAL"

R. O. C. No. 431/49-50
Dis.

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,
Bangalore...24th November...***194*** 9.

FROM

SRI J. RUDRAPPA, M.A., LL.B.,
Registrar, High Court of Mysore.

To

Sri B.S. Puttaswamy, B.A.,B.L.,
Legal Remembrancer and Secretary to Government,
Law Department, B A N G A L O R E.

SIR,

In forwarding herewith a copy of representation submitted by Sri S. Ganapathisundaram, Second Additional District and Sessions Judge, Bangalore, requesting that his rank in the seniority list of District Judges may kindly be fixed above that of Sri N.R.Jaya Rao, Janab C. Abdul Nabi and Sri K.R.Thimmaraya Setty for reasons stated in his representation and also for making him as S.P.T. District and Sessions Judge, I am directed to state that,so far as his representation for making him S.P.T. in the cadre of District Judges is concerned, it needs kind and sympathetic consideration at the hands of Government.

This officer has put in more than 26 years of service in the Department and reaches the age of superannuation on 26-4-1950. He has, therefore, got hardly five months of service at his credit. If he is allowed to retire as acting District Judge, his pension will be only Rs.267-14-0 per month as against Rs.304-12-0 if his request is granted and his appointment is made S.P.T. from the date he is acting as District Judge, that is from 20-1-1949.

In this connection, I am to state that the rank of Sri K.R. Thimmaraya Setty in the cadre of District Judges is above that of Sri S.Ganapathi Sundaram but in view of the fact that the former officer has still got sufficient service before him, as he reaches the age of superannuation on 20-11-1952, his case will not be prejudiced by granting the present prayer of Sri S.Ganapathisundaram. This will also be an indication to Sri Thimmaraya Setty regarding his conduct in presiding over the meeting convened by the R.S.S. on which his explanation was recently called for by the Government.

I am to request, therefore, that the Government may be pleased to convert the acting tenure of Sri S.Ganapathi Sundaram to that of S.P.T..District Judge from.20-1-1949 enabling him to have the benefit of getting an enhanced pension, though Sri K.R. Thimmaraya Setty's rank is above him.

Yours faithfully,

REGISTRAR.

J. Rudrappa, M.A.,LL.B.,
Registrar

Secret

R.O.C.431/49-50

Bangalore

25th November 1949.

Dear Sir,

I enclose herewith a copy of representation received from Sri S.Ganapathi Sundaram, Second Additional District and Sessions Judge, Bangalore, which is an enclosure to my letter of even number dated 25th November 1949 sent to you.

Yours sincerely,

J. Rudrappa

Sri B.S.Puttaswamy, B.A.,B.L.,
Legal Remembrancer and Secretary to Government,
Law Department,
BANGALORE.

District and Sessions Court
Bangalore Division,
No.477 Bangalore City, Dated 18-11-1949

From

Sri S.Ganapatisundaram, M.A.,B.L.,
II Additional District and Sessions Judge,
Bangalore Division, Bangalore City.

To

The Registrar,
High Court of Mysore,
Bangalore.

Sir,

I have the honour to submit the following representation for the sympathetic and favourable consideration of the High Court.

2. I was First Class Magistrate, Civil and Military Station Bangalore in the grade of Rs.250-50/2-750 prior to the Retrocessio of that Station to Mysore Government and continued to remain in that post in the same grade even after Retrocession till 20-1-1 on which date Mysore Government were pleased to appoint me to as Additional District and Sessions Judge, Mysore, on the reco dation of the High Court. Janab C. Abdul Nabi, and Sri K.R. Thimmaraya Setty who were appointed to act as District and Ses Judges by the Government with effect from 16-12-1948, i.e., on about a month prior to my appointment as District and Sessions Judge and Sri N.R. Jaya Rao who was appointed to act as Distri and Sessions Judge with effect from 7-6-1948 were all Sub-Judg in the grade of Rs.500-50/2-600 only, on the date of Retrocessi in 1947. Since I was holding a post carrying a higher grade salary (the maximum pay of my post of First Class Magistrate b Rs.750/-) than the post of Sub-Judge in Mysore on the date of R trocession, I respectfully submit that my rank in the seniorit list of District Judges may be kindly fixed above the three Officers named above and that I may be made sub-protem Distric and Sessions Judge early. Since I have continued to serve th

Mysore Government from the date of Retrocession, I submit that my rank in the seniority list of Judicial Officers consistent with the grade pay of the post which I was holding immediately prior to Retrocession should be fixed as on the date of Retrocession itself and not as on 1-12-1948 as has been done now. But if it should be held that my rank in the seniority list should be fixed as on 1-12-1948 only, I respectfully urge that, even then, I am entitled to be placed above Janab C. Abdul Nabi and Sri K.R.Thimmaraya Setty for the reason that on 1-12-1948 I was holding a post carrying a higher grade of salary than that of a Sub-Judge in Mysore which was the post held by both of them on that date. In this connection I have also to bring to your kind notice that if Retrocession had not taken place, I would have in the usual course become the permanent District and Sessions Judge of C.& M.Station, Bangalore immediately after the reversion of Sri (Now Justice) R.Puttaraj Urs from the post of District and Sessions Judge, C.& M.Station, Bangalore to Mysore Service in 1947 as I was the next senior-most Judicial Officer in that Station at that time and the principle of localisation of all the Judicial Posts in that Station had also been agreed upon by the Hon'ble the Resident and the Government of India. It will be therefore seen that I have been deprived of the chance of becoming a permanent District and Sessions Judge of the old C.& M. Station, Bangalore much earlier, on account of Retrocession. Lastly I wish to bring to your kind notice that I have put in loyal and faithful service for over 26 years and that I have only a very short period of service before me prior to retirement. If I am made Sub-protem District and Sessions Judge now, it will add to my pension which will be of great assistance to me during my retirement I request that for the foregoing reasons the High Court may be pleas to recommend my case strongly to the Government for making me sub-protem District and Sessions Judge and for fixing my rank in the seniority list of District and Sessions Judges as indicated above.

"C o p y"

J. Rudrappa.
Registrar

ɔdix F. G.—1]

SUBJECT.....

.....

.....

Section

Confidential File No.

Serial No.

Diary No. of letter replied to.....

No. 12038/A

To

Sir.

General and Revenue Secretariat

( )

the 19 .

Date of issue 13.3.50

Signed by.....

With reference to your letter No R.O.C. No 431/49-V. of 24-11-1949 recommending the conversion of the acting tenure of Sri. V. Ganapathi Sundaram to that of V.P.T. District Judge — from 20-1-1949 I am directed to state that ~~the~~ whether the Competent Authority who was consulted in the matter requested to verify the admissibility of the arrangement proposed, to confirm that the proposed arrangement would not prejudicially affect the interests if any of the other officers above or below Sri Ganapathi Sundaram and to furnish the figures showing the difference in the amount of pension payable to ~~Sri~~ the officer

List of enclosures.....

Copied by.....

Examined by.....

as a result of the proposals of the High Court, has replied stating that in the absence of information re the vacancy in which it is to be made S.P.T. it is not possible to offer any remarks. I am therefore to request you kindly to specify the vacancy in which the Officer is to be made S.P.T. An early reply is requested.

Yours faithfully

Law Dept
10/3/50
Secy Dy Asst
CKS

Sri
10.3.50.

XZXZXZXZXZXZXZXZXZXZXZXZXZXZ

CONFIDENTIAL

12038/US

11th March 50
13K

Law
xxxx

xxxxxxxxx
xxxxxxxxxxxx

The Registrar,
High Court of Mysore,
BANGALORE.

With reference to your letter No.R.O.C.431/49-50 dated 24th November 1949 recommending the conversion of the acting tenure of Sri S. Ganpathi Sundaram to that of S.P.T. District Judge from 20th January 1949, I am directed to request you kindly to specify the vacancy in which this officer could be made S.P.T.

An early reply is requested.

Yours faithfully,

QUMR
11.3.50.

Law Secretary to Government.

GK

"STRICTLY CONFIDENTIAL"

Sl. CKR 423 C3

R. O. C. No. 431/49-50
Dis.

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore 16th March 1950.

FROM

SRI J. RUDRAPPA, M.A., LL.B.,
Registrar, High Court of Mysore.

1889 16/3 Kai To xmb 16/3/50

To

Sri B.S. Puttaswamy, B.A.,B.L.,
Legal Remembrancer and Secretary to Government
Law Department,
B A N G A L O R E.

SIR,

Adverting to your letter No.12038/C.B. dated 11-3-19 requesting to specify the vacancy in which Sri S.Ganapathi Sundaram could be made S.P.T., I am directed to invite kind reference of Government to my letter No.R.O.C.507/49-50, dated 28-11-49 (2-12-49) recommending certain promotions and confirmation of District Judges consequent on the retirement of Justice Sri V. Kandaswami Pillai with effect from 4th April 1949 and by the confirmation of Justice Sri T.N.Mallappa Judge of the High Court with effect from 13-11-1949. In chain of arrangements proposed therein a S.P.T. vacancy consequent on the proposal of confirming Sri N.R.Jaya Rao as II Class Permanent District Judge with effect from 13-11-1949 will be released; and for the filling up of this vacancy no specific recommendation has been made to Government. But in the abovesaid letter it was added that a recommendation had already been made to Government to make the acting tenure of Sri S.Ganapathisundaram as S.P.T. District Judge, III Class.

As there seems to be no other vacancy in which this officer could be made S.P.T. I am to recommend that Sri S. Ganapatnisundaram, Acting Second Additional District and Sessions Judge, Bangalore, may be appointed as S.P.T. District

and Sessions Judge with effect from 13-11-49 vice Sri N.R.Jaya Rao, III Class S.P.T. District Judge to be confirmed as III Class District Judge with effect from 13-11-1949 in the chain of arrangements consequent on the confirmation of Justice Sri T.N.Mallappa as Judge of the High Court with effect from 13-11-49.

I am to state that, in making the above recommendation, the High Court is aware that in the Civil List the name of Sri Ganapathisundaram is shown immediately after that of Sri Thimmaraya Setty and consequently the effect of the recommendation would be to place Sri Ganapathisundaram above Sri Thimmarayasetty This aspect of the question was fully explained in my letter, R.O.C.No.431/49-50, dated the 22nd November 1949, and particular attention is invited to the following passage in that letter

> "This will also be an indication to Mr.Thimmaraya Setty of the displeasure of the Government regarding his conduct in presiding over the meeting convened by the R.S.S. on which his explanation was recently called for by the Government".

In the circumstances I am to request that the Government may be pleased to treat

Sri

Sri Ganapathisundaram as S.P.T. District Judge, III Class, with effect from the 13th November 1949.

Yours faithfully,

J. Rudrappa
REGISTRAR.